

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

DECLARATION

In Re the Application of:

Patent Titled: A Method of Neuromodulation Therapy
Inventor: LESLIE S FEINBERG
Application No. 10.662,960

Dear Sir:

I, Richard A. Schwartz, D.C., a citizen of USA declare under penalty of perjury:

I reside at:

30549 Camas Swale Road,
Creswell, Oregon 97426

I maintain an office at:

1245 Charnelton Street, Suite 1,
Eugene, Oregon 97401

My educational background related to the field of this invention is:
Chiropractic Physician.

I have the following certifications related to the field of this invention:

Comprehensive and Advanced level training in NMT: the Feinberg Technique

I have been providing medical care and treatment to patients since: 1990

I have reviewed NMT: The Feinberg Technique, teaching the protocols of neuromodulation therapy.

The teachings and protocols taught by NMT: The Feinberg Technique, effectively teach a useful method of neuromodulation therapy as disclosed.

I have personally utilized this method in a useful manner in treating patients.

I believe that the disclosed neuromodulation therapy is useful in the health care field.

App# 10/662,960
Declaration # 24

I have personally utilized the disclosed therapy to treat patients and offer the follow case studies:

1. Patient B.W., female, age 48, presented 8/30/04 with onset symptoms of poison oak contact dermatitis after known accidental exposure. She expressed anxiety because the typical course of this allergy for her would involve at least 2 weeks of intense itching and a spreading, weeping rash. She commonly used cortisone cream to control the symptoms. She was treated at this time using a pathway from the NMT Seminar manual. She reported later in personal communication that the itching stopped soon after the treatment, and that the rash cleared in three days. Subsequent exposure to poison oak has produced only a very mild rash reaction with few individual vesicles.
2. Patient L.J., male, age 9, presented on 4/30/04 with a persistent cough and exercise induced asthma that required inhaler use. His history involved an upper respiratory infection that began in January 2004 'and never went away'. His parents reported that he had a long history of frequent ear, throat and sinus infections. He was treated at this time and on 5/05/04, using pathways from the NMT Seminar manual. On a follow-up visit on 7/21/04, his parents reported significant improvement that allowed discontinuation of the inhaler soon after the second treatment, but that a mild version of the cough would reappear at times. The patient was treated on this date using different pathway material from the NMT Seminar manual. Personal communication with the patient's parents revealed that the cough ended soon after that treatment. During a clinic visit for a separate issue in December 2004, the parents remarked that their son has not had any subsequent infectious processes.
3. Patient K.J., female, age 62, had been treated at this clinic intermittently since September 1993. She presented a very complex case which included (but was not limited to) Degenerative Disc Disease, Multiple Chemical and Food Sensitivities, and Rheumatoid Arthritis, with difficult emotional affect related to a history of sexual abuse. Her pain level caused difficulty in rising from a seated position, and gave her an antalgic, shuffling gait. During this time she was treated with a wide range of alternative techniques and modalities that she could tolerate, with only limited palliative success. She consulted with other practitioners as well, with similar results. On 2/11/04, treatment with NMT: the Feinberg Technique was begun at a frequency of approximately one session every two weeks, and continues at this time. NMT pathways for this patient are individualized, complex, and reveal layers of physical, biochemical and emotional issues. Initial response was positive although gradual, with notable breakthroughs soon after the application of selected NMT treatment pathways. Progress has accelerated to the point where this patient is beginning to function at a physical level normal for her age. She reports greatly decreased pain levels and increased strength and energy. She is eating foods that would have previously caused severe joint pain. Laboratory testing of her blood Rheumatoid Factor shows a steady and significant decrease in inflammation. She expresses happiness, is hopeful and excited about her future, and attributes her recovery specifically to the application of NMT: the Feinberg Technique.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Signed: Richard A. Schwartz, D.C. date: 1/15/05

Printed Name: Richard A. Schwartz, D.C.